

### AMENDMENT

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### Listing of Claims:

1. - 38. (Cancelled)

39. (Currently Amended) A method for receiving performance information content over a network for generating a pseudo-live performance, the method comprising:

detecting a need for the performance information content by determining ~~that whether~~ stored performance information content is out-of-date;

selecting a process for obtaining the needed performance information content;

executing the process for obtaining the needed performance information content; and

generating the pseudo-live performance by mixing information content corresponding to one or more portions of the needed performance information content with other information content, wherein~~[[:]]~~, determining ~~that whether~~ stored program information content is out-of-date further comprises:

transmitting a query to determine a time of a latest update of the stored performance information content,

receiving the time of latest update of the stored performance information content in response to the transmitting of the query,

accessing a time-stamp of the stored performance information content, and

determining whether the time-stamp of the stored performance information content matches the time of the latest update of the stored performance information content.

40. (Currently Amended) The method of claim 39, further comprising:

accessing a profile, wherein the profile indicates one or more of:

a type of ~~information~~ content desired by an end-user;

a schedule of an end-user; and

scheduled times at which ~~information~~ content is transmitted by ~~the~~ a performance transmitter.

41. (Currently Amended) The method of claim 39, further comprising determining whether a performance transmitter is of a type that is capable of receiving and responding to ~~an information~~ a content request, wherein the determining further comprises one or more of:

transmitting a query signal to the performance transmitter;

passively receiving a signal from the performance transmitter; and

accessing a profile.

42. (Currently Amended) The method of claim 39, further comprising:

generating ~~an information~~ a content request; and

transmitting the request to ~~the~~ a performance transmitter via the network.

43. (Previously Presented) The method of claim 39, wherein the selecting a process comprises determining an appropriate time to receive ~~information~~ content from ~~the~~ a performance transmitter.

44. (Currently Amended) The method of claim 39, wherein generating the pseudo-live performance comprises:

retrieving the other ~~information~~ content;

decoding one or more commands of the other ~~information~~ content; and

performing one or more tasks instructed by the commands.

45. (Currently Amended) The method of claim 44, wherein the one or more commands includes one or more of programming commands that execute a software program, housekeeping commands that load, delete, change or overlay stored ~~information~~ content, and performance commands that reproduce stored ~~information~~ content from one or more specified locations of a storage device.

46. (Currently Amended) A pseudo-live performance generator, comprising a controller that:

detects a need for performance ~~information~~ content by determining that stored performance ~~information~~ content is out-of-date;

selects a process for obtaining the needed performance ~~information~~ content;

executes the process; and

generates the pseudo-live performance by mixing ~~information~~ content corresponding to one or more portions of the needed performance ~~information~~ content with other ~~information~~ content, wherein

when the controller determines that stored performance ~~information~~ content is out-of-date, actions of the controller comprise:

accessing a time of a latest update of the stored performance ~~information~~ content,

accessing a time-stamp of the stored performance ~~information~~ content, and

determining whether the time-stamp of the stored performance ~~information~~ content matches the time of a latest update of the stored performance ~~information~~ content.

47. (Currently Amended) The pseudo-live performance generator of claim 46, further comprising:

accessing a profile, wherein the profile indicates one or more of:

a type of ~~information~~ content desired by an end-user;

a schedule of an end-user; and

scheduled times at which ~~information~~ content is transmitted by ~~the~~ a performance transmitter.

48. (Currently Amended) The pseudo-live performance generator of claim 46, wherein the controller performs one or more of:

transmitting a query signal to ~~the~~ a performance transmitter;

passively receiving a signal from the performance transmitter; and

accessing a profile.

49. (Currently Amended) The pseudo-live performance generator of claim 46, further comprising:

a request generator that generates ~~an information~~ a content request, wherein the controller transmits the request to ~~the~~ a performance transmitter via the network.

50. (Currently Amended) The pseudo-live performance generator of claim 46, wherein the controller determines an appropriate time to receive ~~information~~ content from ~~the a~~ performance transmitter.

51. (Currently Amended) The pseudo-live performance generator of claim 46, wherein the controller:

retrieves the other ~~information~~ content;

decodes one or more commands of the other ~~information~~ content; and

performs one or more tasks instructed by the commands.

52. (Currently Amended) The pseudo-live performance generator of claim 51, wherein the one or more commands includes one or more of programming commands that execute a software program, housekeeping commands that load, delete, change or overlay stored ~~information~~ content, and performance commands that reproduce stored ~~information~~ content from one or more specified locations of a storage device.

53. (Currently Amended) The method of claim 39, wherein the performance ~~information~~ content includes multimedia performance ~~information~~ content.

54. (Currently Amended) The pseudo-live performance generator of claim 46, wherein the performance ~~information~~ content includes multimedia performance ~~information~~ content.